

Message Text

LIMITED OFFICIAL USE

PAGE 01 VICTOR 00395 041435Z

ACTION AF-10

INFO OCT-01 EUR-12 ISO-00 CIAE-00 DODE-00 PM-05 H-01

INR-10 L-03 NSAE-00 NSC-05 PA-01 SP-02 SS-15

ICA-11 HA-05 IO-13 /094 W

-----018211 041533Z /45

R 041050Z MAY 78

FM AMEMBASSY VICTORIA

TO SECSTATE WASHDC 0877

INFO AMEMBASSY ANTANANARIVO

AMEMBASSY DAR ES SALAAM

AMEMBASSY LONDON

AMEMBASSY NAIROBI

AMEMBASSY PARIS

AMEMBASSY PORT LOUIS

LIMITED OFFICIAL USE VICTORIA 0395

E.O. 11652: N/A

TAGS: PINS, SHUM, SE

SUBJECT: PRESERVATION OF PUBLIC SECURITY REGULATIONS, 1978

1. MAJOR POINTS UNDER NEW PUBLIC SECURITY REGULATIONS GAZETTED AND INVOKED MAY 3 STATE THAT "IF IN THE OPINION OF THE PRESIDENT" ANY PERSON IS INVOLVED IN ACTS WHICH ARE PREJUDICIAL TO PUBLIC SAFETY AND MAINTENANCE OF PUBLIC ORDER, THAT PERSON CAN BE DETAINED FOR AN INDEFINITE PERIOD. ANY PERSON CAN ALSO BE REMOVED TO AND REQUIRED TO REMAIN IN ANY LOCATION IN SEYCHELLES WHICH THE PRESIDENT MAY DIRECT. INDIVIDUALS UNDER DETENTION OR REMOVAL ORDER ARE CONSIDERED TO BE DEEMED IN LEGAL CUSTODY. NEW REGULATIONS ALSO INCLUDE A RESTRICTION ORDER PROHIBITING ANY DESIGNATED INDIVIDUAL FROM ENTERING OR LEAVING ANY AREA WITHIN SEYCHELLES, AND THE ISSUANCE OF A RESTRICTION ORDER MAY REQUIRE THE PERSON AGAINST WHOM IT IS SERVED TO REPORT TO THE AUTHORITY SPECIFIED IN THE ORDER AT STATED INTERVALS.

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 VICTOR 00395 041435Z

2. REGULATIONS STIPULATE THAT PRESIDENT MAY MAKE PROVISION FOR THE PREVENTION OR RESTRICTION OF PUBLICATIONS IN SEYCHELLES WHICH MIGHT BE "PREJUDICIAL TO THE PUBLIC SAFETY" AND THAT SHOULD IT "APPEAR TO THE PRESIDENT TO BE NECESSARY OR EXPEDIENT" PRIOR CENSORSHIP OF ANY NEWSPAPER OR OTHER PUBLICATION WILL BE REQUIRED.

3. POLICE OR "ANY OTHER PERSON SO AUTHORIZED BY THE COMMISSIONER OF POLICE" BEING IN UNIFORM AND ON DUTY IS EMPOWERED TO SEARCH ANY VEHICLE AND SEIZE ANY ARTICLE WHICH HE HAS "REASONABLE GROUND" FOR BELIEVING TO BE EVIDENCE OF THE COMMISSION OF AN OFFENSE. IN ADDITION, IF THE COURTS ARE SATISFIED BY "INFORMATION ON OATH" THAT THERE IS REASONABLE GROUND FOR SUSPECTING THAT AN OFFENSE HAS BEEN OR IS BEING COMMITTED, HE MAY GRANT A SEARCH WARRANT AUTHORIZING POLICE OR ANY OTHER PERSON NAMED IN THE WARRANT TO ENTER, IF NECESSARY BY FORCE, THE PREMISES SPECIFIED IN THE INFORMATION AT ANY TIME WITHIN ONE MONTH OF THE DATE OF THE WARRANT. SECURITY AUTHORITIES ARE EMPOWERED TO SEIZE ANY ARTICLE FOUND IN THE PREMISES AND ARE EMPOWERED TO DETAIN AN INDIVIDUAL PENDING INQUIRIES FOR AN INITIAL PERIOD OF UP TO 48 HOURS. IF THE COMMISSIONER OF POLICE "IS SATISFIED" THAT NECESSARY INQUIRIES CANNOT BE COMPLETED WITHIN FOUR DAYS, HE IS AUTHORIZED TO FURTHER EXTEND THE PERIOD OF DETENTION FOR AN ADDITIONAL PERIOD NOT TO EXCEED SEVEN DAYS. PERSONS SO DETAINED ARE DEEMED TO BE IN LEGAL CUSTODY.

4. UNDER NEW REGULATIONS IT IS DEEMED AN OFFENSE: (A) TO ACT, SPEAK, WRITE OR PUBLISH ANYTHING PREJUDICIAL TO PUBLIC SAFETY OR THE MAINTENANCE OF PUBLIC ORDER; (B) TO ACT, SPEAK, WRITE OR PUBLISH ANYTHING LIKELY TO UNDERMINE THE AUTHORITY OF OR PUBLIC CONFIDENCE IN GOVERNMENT; (C) TO PUBLISH ANY REPORT OR STATEMENT WHICH IS LIKELY TO CAUSE ALARM OR DESPONDENCY OR BE PREJUDICIAL TO THE PUBLIC SAFETY; (D) TO OBSTRUCT ESSENTIAL SERVICES;
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 VICTOR 00395 041435Z

(E) FOR A PERSON PERMITTED BY LAW TO POSSESS A FIREARM TO LOSE OR PART WITH ITS POSSESSION AND (F) FOR ANY INDIVIDUAL TO ENTER ANY PLACE DECLARED TO BE A CLOSED AREA. ON CONVICTION, THE MAXIMUM PENALTY FOR ALL OFFENSES LISTED ABOVE IS IMPRISONMENT FOR A TERM NOT EXCEEDING TWO YEARS OR A FINE NOT EXCEEDING EQUIVALENT OF APPROXIMATELY THREE THOUSAND DOLLARS OR BOTH IMPRISONMENT AND FINE.

5. MINISTER BERLOUIS, WHO SIGNED PUBLIC SECURITY REGULATIONS ISSUED YESTERDAY "ON BEHALF OF PRESIDENT," HAS CONFIRMED TO CHARGE THAT MAY 3 REGULATIONS MUST BE RENEWED EVERY THREE MONTHS AS PROVIDED FOR IN PARENT SECURITY REGULATIONS INTO WHICH NEW REGULATIONS HAVE BEEN INCORPORATED. ACCORDING GOVERNMENT NEWSPAPER, SPOKESMAN FOR MINISTRY OF INTERNAL AFFAIRS EXPLAINED THAT "A STATE OF EMERGENCY DOES NOT YET EXIST" BUT THAT "A SITUATION EXISTS IN SEYCHELLES WHICH, IF ALLOWED TO CONTINUE, MAY LEAD TO A STATE OF PUBLIC EMERGENCY."

6. EMBASSY POUCHING "OFFICIAL GAZETTE" CONTAINING NEW REGULATIONS TO DEPARTMENT AND NAIROBI UNDER COVER OF AIRGRAM.
MATTSON

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: SECURITY, REGULATIONS, PUBLIC ADMINISTRATION
Control Number: n/a
Copy: SINGLE
Draft Date: 04 may 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978VICTOR00395
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780190-1077
Format: TEL
From: VICTORIA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780591/aaaaczug.tel
Line Count: 115
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 48e6cba3-c288-dd11-92da-001cc4696bcc
Office: ACTION AF
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 28 apr 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2787160
Secure: OPEN
Status: NATIVE
Subject: PRESERVATION OF PUBLIC SECURITY REGULATIONS, 1978
TAGS: PINS, SHUM, SE
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/48e6cba3-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014